



DSL • ISDN • 56k Internet • LAN/WAN Solutions • Web Design and Hosting • Business IT Support and Management

March 8, 2002

Chairman Michael Powell
FCC
445 12th St SW
Washington, DC 20554

RE: CC Docket 02-33

ECFS Submission

Dear Sir:

To allow ILEC's to exclude the newer CLEC's and IXC's from the telecommunications market would hamper the deployment of broadband services in the US. As an owner of an ISP in Sacramento, CA, who has several business relationships with these phone companies, I have experienced first hand the benefits of an open and competitive telecommunications market. We have deployed DSL services since 1999 in the greater Northern California Area with the help of the ILEC SBC as well as the CLEC New Edge Networks. Both organizations complement each other's coverage of the greater Northern California area. Without the provisions allowing CLEC's equal access ILEC central office facilities these growing companies will be excluded from the market and forced to shut down. SBC is the most fiscally prosperous company I have ever worked with because of its monopolistic power. Do not re-create a phone monopoly.

Sincerely,

Robert Nickerson
CEO, OM Networks
www.omsoft.com